# GOVERNMENT OF INDIA
# LAW AND JUSTICE
# LOK SABHA

UNSTARRED QUESTION NO:711
ANSWERED ON:21.07.2016
Modern Mode of Communication
Owaisi Shri Asaduddin

**Will the Minister of LAW AND JUSTICE be pleased to state:**

(a) whether it is a fact that the Code of Civil Procedure as amended from time to time mandates the use of modern mode of communication such as speed posts, e-mails etc.;
(b) if so, whether the Government is aware that courts still continue to send summons only through process servers and delivery by hand through court staff across the country;
(c) if so, the reasons therefor;
(d) whether many High Courts have not adopted the amended provisions of Code of Civil Procedure and if so, the reasons therefor; and
(e) the steps taken/being taken by the Government to ensure that all the High Courts in the country use modern mode of communication?

## Answer

A N S W E R
MINISTER OF STATE FOR LAW AND JUSTICE AND
ELECTRONICS AND INFORMATION TECHNOLOGY

(SHRI P.P.CHAUDHARY)

(a) Yes, Madam. Order 5 rule 9 of the Code of Civil Procedure, 1908 (5 of 1908) provide for delivery of summons by court. The said provision has been amended vide the Code of Civil Procedure (Amendment) Act, 2002 (22 of 2002). Rule 9 provide for delivery summons either through proper officer or by registered post acknowledgment due or by speed post or by such courier services as are approved by the High Court or by the concerned Court or by any other means of transmission of documents (including fax message or electronic mail service) provided by the rules made by the High Court. This rule provides for the modern mode of communications such as speed posts, e-mails.

(b) to (e): The information is being collected and will be laid on the Table of the House.